

MAR 21 2005



*Intellectual Property Law*

**Waddey & Patterson, P.C.**

*Patents • Trademarks • Enforcement*

Registered Patent Attorneys

Mark J. Patterson  
I.C. Waddey, Jr.  
Edward D. Lanquist, Jr.  
Lucian Wayne Beavers  
James R. Cartiglia  
Emily A. Shouse  
Larry W. Brantley  
Martha B. Allard  
Phillip E. Walker  
Howard H. Bayless  
Jason L. Hornkohl

\*Licensed in a State other than  
Tennessee

Applicant: Mercuri, et al.  
Serial No.: 09/871,243  
Filed: May 31, 2001  
For: Method For Preparing Composite Flexible Graphite  
Material  
Group Art Unit: 1774  
Examiner: Lawrence D. Ferguson  
Attorney's Docket No.: P1038/N8788  
Customer No.: 23456

**FAX COVER PAGE**

TO: Examiner Lawrence D. Ferguson FROM: James R. Cartiglia  
jrc@iplawgroup.com

FAX NO.: 703-872-9306 PAGES: 15 (including cover page)

DATE: March 21, 2005

SUBJECT: Response to Office Action Under 37 C.F.R. §1.116

MESSAGE: Please see attached correspondence:

- Response to Office Action mailed January 21, 2005
- Terminal Disclaimer
- Certificate of Facsimile Transmittal

**A CONFIRMING COPY OF THIS TRANSMISSION IS NOT BEING SENT BY MAIL.**

NOTE: THE INFORMATION IN THIS FACSIMILE TRANSMISSION MAY BE PROTECTED BY THE ATTORNEY-CLIENT PRIVILEGE AND MAY CONTAIN CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE PERSON NAMED ABOVE AND OTHERS WHO HAVE BEEN SPECIFICALLY AUTHORIZED TO RECEIVE IT. IF YOU ARE NOT THE INTENDED RECIPIENT YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE (615-242-2400) AND RETURN THE ORIGINAL TRANSMISSION TO US BY MAIL WITHOUT MAKING A COPY.

Offices also at:  
AmSouth Center  
200 Clinton Avenue  
Suite 302  
Huntsville, AL 35804  
256.535.4400  
Fax 256.535.4402

Bank of America Plaza • 414 Union Street • Suite 2020 • Nashville, TN 37219  
615.242.2400 • Fax: 615.242.2221 • [www.iplawgroup.com](http://www.iplawgroup.com)

PATENT  
DOCKET NO. P1038/N8788

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Mercuri, et al.  
Serial No.: 09/871,243  
Filed: May 31, 2001  
For: Method For Preparing Composite Flexible Graphite  
Material  
Group Art Unit: 1774  
Examiner: Lawrence D. Ferguson  
Attorney's Docket No.: P1038/N8788  
Customer No.: 23456

**RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. §1.116**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**VIA FACSIMILE NO. 703-872-9306**

Dear Sir:

This is in response to the final Office Action mailed January 21, 2005 for the  
above-captioned application.

Amendments to the Claims are reflected in the listing of claims which begins on  
page 2 of this paper.

Remarks/Arguments begin on page 10 of this paper.